

**In The Matter Of:**

**ROBERT A. FLAUGHER**

*vs.*

**CABELL HUNTINGTON HOSPITAL, INC., ET AL.**

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**DR. DAVID JUDE**

*September 10, 2014*

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**MERRILL LAD**

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**PLAINTIFF'S  
EXHIBIT**

**14**

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IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT  
OF WEST VIRGINIA AT HUNTINGTON

\* \* \* \* \*

ROBERT A. FLAUGHER, as	*
Administer of the Estate	*
Of Shahnaz Rumman,	*
Plaintiff,	* Case No.
vs.	* 3:13-cv-28460
CABELL HUNTINGTON	*
HOSPITAL, INC., et al.,	*
Defendants.	*

\* \* \* \* \*

VIDEOTAPED DEPOSITION

OF

DR. DAVID JUDE

September 10, 2014

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1 and respiratory management would be better to take care 11:34:52  
2 of her. 11:34:59

3 Q. Doctor, from your education and training, are 11:34:59  
4 you familiar with the time that it takes a bacteria --- 11:35:01  
5 the number of bacteria in a patient's body to double 11:35:06  
6 without any treatment --- without any antibiotic 11:35:10  
7 treatment? 11:35:12

8 A. I can't recall that. I mean, I've heard that 11:35:13  
9 principle. I can't recall what that is at this point. 11:35:17

10 Q. Okay. So would it be fair to say, then, when 11:35:20  
11 you treated Dr. Rumman, you did not know how quickly the 11:35:23  
12 bacteria in the body would multiply over two or three 11:35:28  
13 hours? 11:35:32

14 A. Correct. 11:35:33

15 Q. Okay. I think you testified that Dr. Rumman 11:35:34  
16 wanted to delay the delivery of her baby until her 11:35:46  
17 husband was at the hospital? 11:35:50

18 A. Yes. 11:35:51

19 Q. Okay. But I think, then, you convinced her that 11:35:51  
20 this was a situation that required the immediate 11:35:54  
21 evacuation of the baby; correct? 11:35:59

22 A. Yes. 11:36:00

23 Q. And did she, then, agree with your plan of care? 11:36:01

24 A. Yes. 11:36:03

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1 Q. Okay. And I think that's when the Misoprostol 11:36:04  
2 was administered vaginally in order to facilitate the 11:36:06  
3 delivery of the baby? 11:36:09

4 A. Yes. 11:36:11

5 Q. Did any significant period of time go by between 11:36:11  
6 the time Dr. Rumman first was reluctant to immediately 11:36:14  
7 deliver the baby and the time the Misoprostol was 11:36:17  
8 administered? 11:36:20

9 A. There was a time, I can't remember how long it 11:36:21  
10 was. 11:36:24

11 Q. Did that delay, in your opinion, in any way 11:36:24  
12 affect the ultimate outcome in this case? 11:36:28

13 A. I don't think so. 11:36:31

14 Q. Okay. Do you know who recommended the 11:36:32  
15 administration of a central line? 11:36:37

16 A. No, I do not. 11:36:41

17 Q. Would that be something you would do, or would 11:36:42  
18 that be something a different physician would do for a 11:36:44  
19 patient? 11:36:47

20 A. The physicians in the intensive care unit would 11:36:48  
21 recommend that. 11:36:51

22 Q. Is there a reason you didn't request an 11:36:52  
23 infectious disease consultation with Dr. Rumman before 11:36:57  
24 she was transferred to intensive care unit? 11:36:58